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Date: June 21, 2006

Pages: - 8 -
(Including Cover)

To:	Examiner LASTRA, Daniel
Re:	Appln Serial No. 09/751,801
Dept./Co.:	U.S. Patent Office,
Fax:	571-273-8300
Phone:	
From:	Jeffrey A. Prochl, Reg. No. 35,987
Ref:	Atty Docket No. P1670US00
Fax:	605-232-2612
Phone:	605-232-1967

MESSAGE:

Transmitted herewith, please find:

- 1.) Response to Notice Requiring Excess Claims Fees
- 2.) Fee Transmittal
- 3.) Notice Requiring Excess Claims Fees

CERTIFICATION UNDER 37 CFR §1.8: The undersigned hereby certifies that this correspondence is being transmitted, via facsimile, to the Commissioner of Patents, Washington, D.C., on the date indicated above, and to the proper USPTO facsimile telephone number, shown above.

Name: Lori Boutware

Signature:

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RECEIVED
CENTRAL FAX CENTERAppln. No. 09/751,801
Amendment dated May 11, 2005
Reply to Office Action mailed January 11, 2005

JUN 21 2006

Attorney's Docket No. 24-0041
Client's Docket No. P1670US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. 09/751,801)

First Named Applicant: SCOTT D LEAPMAN)

Filed: 12/29/2000)

For: SYSTEM AND METHOD FOR TARGETED ADVERTISING)

TC/A.U.: 3622)

Examiner: Lastra, Daniel)

Attorney: Jeffrey A. Proehl)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

RESPONSE TO NOTICE REQUIRING EXCESS CLAIMS FEES

Responsive to the "Notice Requiring Excess Claims Fees" mailed June 13, 2006, enclosed please find:

1) a "Fee Transmittal" authorizing the Commissioner to charge Deposit Account No. 50-0439 in the amount of \$216.00 (or as required) for the excess claims added by the Amendment of October 29, 2004; and

2) a copy of the aforesaid Notice and attachments.

In light of the foregoing, it is submitted that the applicant has complied with the Notice.

Respectfully submitted,

GATEWAY, INC.

By 
Jeffrey A. Proehl (Reg. No. 35,987)
Customer No. 24,333
Gateway, Inc.
610 Gateway Dr., Y-04
N. Sioux City, SD 57049
Telephone (605) 232-1967
Fax (605) 232-2612Date: JUN 21, 200606/22/2006 BABRAHA1 00000021 580439 09751801
01 FC:2202 300.00 DA

JUN 21 2006

PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
For FY 2006** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

216.00

Complete if Known

Application Number	09/751,801
Filing Date	12/29/2000
First Named Inventor	LEAPMAN, Scott D.
Examiner Name	LASTRA, Daniel
Art Unit	3622
Attorney Docket No.	P1670US00

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 50-0439 Deposit Account Name: Gateway, Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee (\$)
- 20 or HP =	12	x 18	= 216		
HP = highest number of total claims paid for, if greater than 20.					

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=			
HP = highest number of independent claims paid for, if greater than 3.					

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

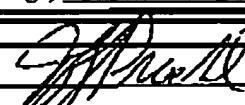
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

Fee Paid (\$)

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent) 35,987	Telephone (605) 336-3890
Name (Print/Type)	Jeffrey A. Proehl		Date June 21, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

PL704500
 UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/751,801	12/29/2000	Scott D. Leapman	1957	5937
30408	7590	06/13/2006	EXAMINER	
GATEWAY, INC.			LASTRA, DANIEL	
ATTN: PATENT ATTORNEY			ART UNIT	PAPER NUMBER
610 GATEWAY DR.			3622	
MAIL DROP Y-04				
N. SIOUX CITY, SD 57049				
DATE MAILED: 06/13/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
 United States Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450
www.uspto.gov

NOTICE REQUIRING EXCESS CLAIMS FEES

10/29/04

The excess claim(s) filed on _____ is not accompanied by the appropriate payment of excess claims fees set forth in 37 CFR 1.16(h)-(j) or 1.492(d)-(f). Excess claims fees are required for each claim in independent form in excess of three (§ 1.16(h)), each claim (whether dependent or independent) in excess of twenty (note that § 1.75(c) indicates how multiple dependent claims are considered for fee calculation purposes) (§ 1.16(i)), and each application that contains a multiple dependent claim (§ 1.16(j)).

Since the application is not under a final rejection, applicant is given a time period of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, to submit either: (1) the fee payment of \$246, or (2) an amendment in compliance with 37 CFR 1.121 that cancels the excess claim(s), in order to avoid **ABANDONMENT**. Extensions of this time period may be granted under 37 CFR 1.136, unless the excess claim(s) was presented in a preliminary amendment.

SD - 0439

- 1. The funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.
- 2. The Credit Card payment to cover the entire fee due to Account _____ (Card type + last 4 digits ONLY) was refused. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.
- 3. The amendment that includes the excess claim(s) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record (PTO/SB/06). Remittance or authorization is due within the time period set forth in this notice.
- 4. The fee submitted in this application is insufficient. A balance of \$ _____ is due for presentation of excess claims (37 CFR 1.16(h)-(j) or 1.492(d)-(f)).
- 5. Other. *The fee for Amendment 10/29/04 was not payed.*
Claims Add 38-47 (12 claims add)

Explanation (Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due):

THE AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE, GENERALLY ON OCTOBER 1 OF EACH YEAR (37 CFR 1.16, 1.21 & 1.492). THE AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY WITH THE APPROPRIATE FEE(S) IS RECEIVED BY THE OFFICE (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS SUBJECT TO CHANGE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS AVAILABLE ON THE USPTO'S WEBSITE AT: <http://www.uspto.gov/web/offices/ac/qs/one/fees.htm>

Service Charges: There is a \$50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a \$25.00 service charge for each month when the balance of a deposit account is below \$1000 at the end of the month (37 CFR 1.21(b)(2)).

j. bush (571) 272 - 6614

Technical Support Staff (TSS)

Note to TSS: Please do NOT use this notice if the application is under a final rejection.

10/28/2004 13:40 FAX 605 3361931

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→ PTO

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JUN 21 2006

09/751 801

PTO/98/17 (10-04r2)
Approved for use through 07/31/2006. GMB 0201-0002
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no patent fee is required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (S) 216.00

Complete if Known

Application Number	09/751,801
Filing Date	12/23/2000
First Named Inventor	Scott D Leepman
Examiner Name	Lestra, Daniel
Art Unit	3622
Attorney Docket No.	P1570US00

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number	50-0439
Debtor Account Name	Gateway, Inc.

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below. Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 by the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (S)	Fee Code (M)	Fee Description	Fee Paid
1001	2001	Utility filing fee	
1002	2002	Design filing fee	
1003	2003	Plant filing fee	
1004	2004	Reissue filing fee	
1005	2005	Provisional filing fee	

SUBTOTAL (1) (S)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	- 12 -	X 10	120
Multiple Dependent	- 3 -	X	

SUBTOTAL (2) (S)

*For number previously paid, if greater; for Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (S)	Fee Code (M)	Fee Description	Fee Paid
1202	2202	Claims in excess of 20	
1201	2201	Independent claims in excess of 3	
1203	2203	Multiple dependent claim, if not paid	
1204	2204	— Reissue independent claims over original patent	
1205	2205	— Reissue claims in excess of 20 and over original patent	

SUBTOTAL (3) (S)

FEE CALCULATION (continued)

Large Entity Small Entity

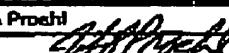
Fee Code (S)	Fee Code (M)	Fee Description	Fee Paid
1001	2001	Surcharge - late filing fee or oath	
1002	2002	Surcharge - late provisional filing fee or cover sheet	
1003	2003	Non-English specification	
1012	2012	For filing a request for expedited examination	
1004	2004	Requesting publication of SIR prior to Examiner action	
1005	2005	Requesting publication of SIR after Examiner action	
1251	2251	Extension for reply within first month	
1252	2252	Extension for reply within second month	
1253	2253	Extension for reply within third month	
1254	2254	Extension for reply within fourth month	
1255	2255	Extension for reply within fifth month	
1401	2401	Notice of Appeal	
1402	2402	Filing a brief in support of an appeal	
1403	2403	Request for oral hearing	
1451	2451	Petition to institute a public-use proceeding	
1452	2452	Petition to review - unavoidable	
1403	2403	Petition to review - contentious	
1501	2501	Utility issue fee (or reissue)	
1502	2502	Design issue fee	
1503	2503	Plant issue fee	
1460	2460	Petitions to the Commissioner	
1807	2807	Processing fee under 37 CFR 1.17(q)	
1808	2808	Substitution of Information Disclosure Stmt	
2021	40	Recording each patent assignment per property (total number of properties)	
1609	2609	Filing a continuation after final rejection (37 CFR 1.129(a))	
1810	2810	For each additional invention to be examined (37 CFR 1.129(b))	
1801	2801	Request for Continued Examination (RCE)	
1802	2802	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (S) 216.00

Complete if mailing

Name (printed)	Jeffrey A Proshl	Registration No. (attorney/agent)	55,937	Telephone	605 338-2028
Signature				Date	October 29, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.37. The information is required to obtain or retain a benefit by the public which is to be furnished by the USPTO to process an application. Confidentiality is guaranteed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form, or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PAGE 224 * RCVD AT 10/29/2004 3:41:39 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-12 * DMS:3729306 * CSID:605 3361931 * DURATION (mm:ss):07:46

RAM Fee History Query
Revenue Accounting and Management

Name/Number: 09751801

Total Records Found: 5

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Fee Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
07/13/2005	00000143	1	<u>1801</u>	\$790.00	07/11/2005	DA 500439
01/19/2001	00000090	1	<u>101</u>	\$710.00	12/29/2000	DA 122475
01/19/2001	00000091	1	<u>103</u>	\$306.00	12/29/2000	DA 122475
01/19/2001	00000092	1	<u>102</u>	\$160.00	12/29/2000	DA 122475
01/19/2001	00000093	1	<u>581</u>	\$40.00	12/29/2000	DA 122475
